G.Gt. Brit. . Colonial Office G-3 (1948) 1950 MMI Aden M M)

692 provides for appeals from the Supreme Court to be heard by the Court of Appeal for Eastern Africa. Prior thereto appeals lay, under Article 20 of the Aden Colony Order, 1936, to the High Court of Judicature at Bombay. Before the introduction of this Ordinance that Article was revoked, and Orders in Council were made which extended to Aden the provisions of the Eastern African Court of Appeal Order-in-Council, 1921, and included Aden with the East African territories in the right of final appeal to the Judicial Committee of the Privy Council.

Criminal Court (Amendment) (No. 2) Ordinance, 1948, No. 23, which contains amendments consequential on the change in the Appeal Court; and in particular prescribes more fully than previously the procedure to be followed after a sentence of death.

659 Antiquities Ordinance, 1948, No. 24, which repeals the Antiquities Ordinance, 1940, and makes more comprehensive provision for the preservation of objects of archaeological interest, proper and scientific excavation, the control of export and import of antiquities and for the ultimate disposal of those found by licensed excavators.

278 Penicillin Ordinance, 1948, No. 25, which is to ensure that penicillin is used only on the advice of qualified persons.

362 A Bill entitled an Ordinance to make provision for Town Planning was introduced in the final session of Legislative Council and passed its second reading. It was referred to a Select Committee for reporting back to the Council in the first session of 1949. The Bill is a comprehensive one, there being no town planning legislation at the present time.

579 The normal work of the Legal Department was hampered during the early months of the year as a result of the aftermath of the riots which took 647 place in December, 1947. In particular there was an official enquiry 692 conducted by Sir Harry Trusted, K.C.M.G., K.C., at which the Department was represented; there were a large number of prosecutions for offences during the riots, and into appeals following thereon; and there was an enquiry by the Crown Counsel, appointed a Special Magistrate for the purpose, into some 800 claims under section 16 of the Police Ordinance, 1937, for damage suffered by members of the public during the riots. The investigation of these claims alone took approximately five months.

000 The Revised Edition of the Ordinances which was referred to in the Report for 1946 as being ready for printing in January, 1946, is still not ready for publication owing to the pressure of work on the persons concerned in the United Kingdom in indexing and printing. It is understood however that more than half of the work has been completed and it is hoped that the publication will be possible in the near future.

Chapter 9: Law and Order

JUSTICE

692 The Colony has a Supreme Court with unlimited civil and criminal jurisdiction. Up to 30th September, 1948, an appeal lay from the Supreme Court to the High Court of Judicature at Bombay. As from

8:Gt. Brit., Colonial Office G-3 (1951-52)1954 MM1 Aden M M1

respect of injury to third parties. This legislation is similar to that which has existed in the United Kingdom for many years.

The Medical Practitioners (Amendment) Ordinance (No. 8 of 1952), which made it an offence for a person to practice medicine in the Colony unless registered under the Ordinance. It has also deleted the provision under which the practice of native systems was permitted, since treatment by qualified practitioners is now available in the Colony.

The Ordinance also made provision for the control of the sale and publication of advertisements of cures.

The Distribution of German Enemy Property Ordinance (No. 9 of 1952), which was based on the Distribution of German Enemy Property Act, 1949, of the United Kingdom, and which made local provision for the collection, realisation and distribution of property in the Colony which belonged to German owners on 3rd September, 1939. It provided that creditors in the Colony should have a first charge on such assets in Aden.

The Prevention of Cruelty to Animals (Amendment) Ordinance (No. 12 of 1952), which prohibited the carriage or conveyance of animals in such a manner as to cause them unnecessary suffering. It also enabled rules to be made to regulate the conditions under which animals should be carried by sea.

The Press and Registration of Books (Amendment) Ordinance (No. 14 of 1952), which made it obligatory for persons publishing newspapers to give security for any damages which a court may award against them in a libel suit. It also provided for the correction of articles and other reports in local newspapers which contain factual statements which either are false or distorted.

The Port Ordinance (No. 15 of 1952), which amended and consolidated the law relating to the Port of Aden and matters ancillary thereto. It replaced the Indian Ports Act, 1908, and also the Indian Lighthouse Act, 1927.

The Port Trust (Amendment) Ordinance (No. 16 of 1952), which authorised the Trustees of the Port of Aden to raise money by way of loans or temporary borrowing in order to carry out the duties imposed upon them under the principal Ordinance. It also gave statutory recognition to the practice that all port dues, fees and charges should be credited to the Trustees.

The Workmen's Compensation (Amendment) Ordinance (No. 17 of 1952), which brought within the scope of the principal Ordinance locally engaged civilian staff of departments of Her Majesty's Government in the United Kingdom. In Aden this virtually means local civilians employed by Her Majesty's Forces.

It also increased the minimum payment of compensation, in the case of injury to a workman resulting in permanent total incapacity, from *Shs.*1,050 to *Shs.*1,500 and the maximum from *Shs.*15,000 to *Shs.*18,000 which latter amount represents 24 months' earnings of a workman whose monthly earnings do not exceed *Shs.*750.

This Ordinance has not yet been brought into force.

The Government Guards (Amendment) Ordinance (No. 18 of 1952), which provided mainly for the better enforcement of discipline in the Force